

12-20-01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

12/12/01
31129 U.S.
PTO

Docket No. A-67991-3/RMS/DCF

Anticipated Classification of
this Application:

Class: Subclass:

Prior Application:

Examiner: T. StrzeleckaArt Unit: 1656

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DATE OF DEPOSIT

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Washington, DC 20231

31129 U.S.
PTO

This is a request for filing an

- ☐ Original
☒ Continuation
☐ Divisional
☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Mark S. Chee and Kevin Gunderson, for Detection of Nucleic Acid Amplification Reactions Using Bead Arrays. This X continuation divisional continuation-in-part claims priority to pending application Serial No. 09/517,945, filed on March 3, 2000.

1. (a) ☐ Enclosed is a new application.
(b) ☐ Enclosed is a continuation-in-part application.
(c) ☒ Enclosed is a copy of the prior application.
2. (a) ☐ Enclosed is a new Declaration.
(b) ☒ Enclosed is a copy of the prior executed Declaration as originally filed.
(c) ☐ Enclosed is a Combined Declaration/Power of Attorney.
3. Applicant claims small entity status. See 37 C.F.R.
4. ☐ The filing fee is calculated below: Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col.2)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
For:	<u>No. Filed</u>	<u>No. Extra</u>	<u>Rate</u>	<u>Fee</u>	<u>Or</u>	<u>Rate</u>	<u>Fee</u>
Basic Fee				\$370.00			\$740.00
Total Claims	__ - 20 =	__	__ x 9 =	\$__	OR	__ x \$18 =	\$__
Indep Claims	__ - 3 =	__	__ x 42 =	\$__	OR	__ x \$84 =	\$__
[] Multiple Depen Claims			+ \$140 =	\$__	OR	+ \$280 =	\$__
Total				<u>\$</u>			<u>\$</u>

*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

5. X This application is being filed without paying the filing fee.
6. __ Cancel in this application original claims__ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
7. __ Amend the specification by inserting before the first line the sentence:
8. (a) X Informal drawings are enclosed, 9 sheets.
(b) X Formal drawings are enclosed, 9 sheets.
9. (a) __ Priority of application Serial No. __ filed on __ in __ is claimed under 35 U.S.C. 119.
(b) __ The certified copy has been filed in prior application Serial No. _ filed on __.
10. __ An Assignment is enclosed.
11. X The prior application is assigned of record to Illumina, Inc..
12. X The power of attorney in the prior application is to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP

- (a) X The power appears in the original papers in the prior application.
- (b) __ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) X Address all future communications to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

13. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
14. ☐ A Prior Art Statement is enclosed.
15. ☒ I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/517,945 as originally filed on March 3, 2000.

Date:

December 15, 2001

David C. Foster

David C. Foster, Reg. No. 44,685
Patent Agent for
Robin M. Silva, Reg. No. 38,304

Address of Signer:

Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: 415-781-1989

☒ Attorney or agent of record

☐ Filed under Section 1.34(a)

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